

SENATE RECORD VOTE ANALYSIS

106th Congress
1st Session

Vote No. 1

January 8, 1999, 4:21 p.m.
Page S-50 Temp. Record

IMPEACHMENT TRIAL PROCEDURES/Passage

SUBJECT: A resolution to provide for the issuance of a summons and for related procedures concerning the articles of impeachment against William Jefferson Clinton . . . S. Res. 16. Passage.

ACTION: RESOLUTION AGREED TO, 100-0

SYNOPSIS: As introduced and passed, S. Res. 16, a resolution to provide for the issuance of a summons and for related procedures concerning the articles of impeachment against William Jefferson Clinton, will supplement the Rules of Procedure and Practice in the Senate When Sitting on Impeachment Trials, as follows:

- the impeachment summons will be issued in the usual form, and the President will have until 12:00am, January 11, to file his answer with the Secretary of the Senate;
- the House will have until 12:00am, January 13 to file its replication with the Secretary of the Senate, together with the record (which will consist of those publicly available materials that have been submitted to or produced by the House Judiciary Committee, including transcripts of public hearings or mark-ups and any materials printed by the House of Representatives or House Judiciary Committee pursuant to House Resolutions 525 and 581); that record will be admitted into evidence, printed, and made available to Senators;
- the House will have until 5:00pm, January 11 to file a trial brief, if it so chooses;
- the President and the House will have until 5:00pm, January 11 to file any motions permitted under the rules of impeachment except for motions to subpoena witnesses or to present any evidence not in the record; responses to any such motions will be filed no later than 10:00am, January 13;
- the President may file a trial brief no later than 10:00am, January 13, and the House may file a rebuttal brief no later than 10:00am, January 14;
- arguments on any motions made will begin at 1:00pm, January 13, followed by votes;
- following the disposition of any motions made, or at 1:00pm, January 14, the House will have up to 24 hours to make its

(See other side)

YEAS (100)			NAYS (0)		NOT VOTING (0)	
Republican (55 or 100%)	Democrats (45 or 100%)		Republicans (0 or 0%)	Democrats (0 or 0%)	Republicans (0)	Democrats (0)
Abraham	Hutchinson	Akaka	Kennedy			
Allard	Hutchison	Baucus	Kerrey			
Ashcroft	Inhofe	Bayh	Kerry			
Bennett	Jeffords	Biden	Kohl			
Bond	Kyl	Bingaman	Landrieu			
Brownback	Lott	Boxer	Lautenberg			
Bunning	Lugar	Breaux	Leahy			
Burns	Mack	Bryan	Levin			
Campbell	McCain	Byrd	Lieberman			
Chafee	McConnell	Cleland	Lincoln			
Cochran	Murkowski	Conrad	Mikulski			
Collins	Nickles	Daschle	Moynihan			
Coverdell	Roberts	Dodd	Murray			
Craig	Roth	Dorgan	Reed			
Crapo	Santorum	Durbin	Reid			
DeWine	Sessions	Edwards	Robb			
Domenici	Shelby	Feingold	Rockefeller			
Enzi	Smith, Bob	Feinstein	Sarbanes			
Fitzgerald	Smith, Gordon	Graham	Schumer			
Frist	Snowe	Harkin	Torricelli			
Gorton	Specter	Hollings	Wellstone			
Gramm	Stevens	Inouye	Wyden			
Grams	Thomas	Johnson				
Grassley	Thompson					
Gregg	Thurmond					
Hagel	Voinovich					
Hatch	Warner					
Helms						

EXPLANATION OF ABSENCE:

- 1—Official Business
- 2—Necessarily Absent
- 3—Illness
- 4—Other

SYMBOLS:

- AY—Announced Yea
AN—Announced Nay
PY—Paired Yea
PN—Paired Nay

Compiled and written by the staff of the Republican Policy Committee—Larry E. Craig, Chairman

presentation in support of the articles of impeachment; the presentation will be limited to argument from the record;

- the President will then have up to 24 hours to make his presentation;
- after the President's presentation, Senators will be permitted to question the parties for a period of time not to exceed 16 hours;
- after the conclusion of questioning by Senators, it will be in order to consider and debate a motion to dismiss as outlined by the impeachment rules;
- after debate on such a motion, it will be in order to make a motion to subpoena witnesses and/or to present any evidence not in the record, and to debate that motion for 6 hours;
- following debate and any deliberation as provided in the impeachment rules, the Senate will proceed to vote on the motion to dismiss, and if defeated, an immediate vote on the motion to subpoena witnesses and/or to present any evidence not in the record, all without any intervening action, motion, amendment, or debate;
- if the Senate agrees to allow either the House or the President to call witnesses, the witnesses will first be deposed and the Senate will decide after deposition which witnesses will testify, pursuant to the impeachment rules; further, the time for depositions will be agreed to by both leaders; no testimony will be admissible in the Senate unless the parties have had an opportunity to depose such witnesses; and
- if the Senate fails to dismiss the case, the parties will proceed to present evidence; at the conclusion of the deliberations by the Senate, the Senate will proceed to vote on each article of impeachment.

NOTE: No debate occurred on the resolution. The terms of the resolution were agreed to in a bipartisan conference of Senators. The House prosecutors had indicated that they wished to call witnesses and present evidence not in the record. The President's defense team did not want witnesses to be called or such evidence to be presented; it wanted the Senate to vote to dismiss the case. This resolution follows a middle course--it will allow each side to make its opening statement, followed by questioning by the Senate. At that point, Senators will decide whether to dismiss the case, to allow witnesses to be called, or to allow evidence not in the record to be introduced.

No arguments were expressed either in favor of or in opposition to the resolution.